



## NOTICE OF PROPOSED RULE CHANGE

### Annual General Meeting 2021.

The Board of Directors of the Hire Industry Association of New Zealand Inc., wish to submit the following motion to members of HIANZ (Inc.) for voting and adoption at the Annual General Meeting of the Association, being held on the 11<sup>th</sup> August 2021.

#### **Motion:**

That rule 12.4.4 of the Hire Industry Association of New Zealand (Inc) rules (constitution) be amended as follows (as highlighted and in CAPS):

#### **Current - Rule 12.4.4**

*If only one candidate is nominated for a particular position, the Chief Executive Officer will notify the IHC Members or Supplier Members entitled to vote for that position, and if 10 or more of those members do not object in writing within 14 days of notification, that candidate will be automatically elected without the need for a ballot.*

#### **Proposed Amendment – Rule 12.4.4**

**IF ONLY ONE CANDIDATE IS NOMINATED FOR A PARTICULAR POSITION, THE CHIEF EXECUTIVE OFFICER WILL NOTIFY THE IHC MEMBERS OR SUPPLIER MEMBERS ENTITLED TO VOTE FOR THAT POSITION, AND UNLESS 10 OR MORE OF THOSE MEMBERS OBJECT IN WRITING WITHIN 14 DAYS OF NOTIFICATION, THAT CANDIDATE WILL BE AUTOMATICALLY ELECTED WITHOUT THE NEED FOR A BALLOT.**

#### **Reason for this remit**

1. The current rule requires 10 or more members to register that they DO NOT object to confirm the election.
2. The new rule changes the requirements of a notification of an objection to the objector.
3. The terms are in line with other national body associations, matching good practice.

#### **Rules on Modification**

8.1 These Rules may be altered, added to or rescinded by the Members, subject to the following conditions.

8.1.1 A notice stating the general tenor of any proposed alteration or addition, or the reasons for any proposed rescission, shall be given to each Member who is entitled to vote at least 21 days before the vote is to be taken.

8.1.2 If the proposal is to be voted on at a meeting of the Members (as opposed to a postal ballot), the proposal may be amended during the course of the meeting,

8.1.3 No motion to alter, add to or rescind any of these Rules shall be effective unless it is carried by a majority of the Members who are entitled to vote and who vote on the proposal.

8.2 In the event of any dispute, doubt or difference arising as to the interpretation or application of these Rules or any of them, the decision of the Board (having first sought legal advice if considered appropriate) shall be final and binding.

8.3 No addition to, or alteration, or rescission of the Rules shall be approved if it affects clauses 4.3 or 22.2.